

**REMARKS****1. Drawing Amendments.**

FIG. 6 has been amended to correct the cross-hatching showing a cross-section. No new matter has been added.

**2. Specification Amendments.**

The Title has been amended to be more descriptive, as requested by the examiner. No new matter has been added.

The Abstract has been amended to more clearly show the connection between two elements, as requested by the examiner. No new matter has been added.

**3. Claims Amendments.**

Claim 1 has been amended to include the features of Claims 2 and 3 and to clarify some of the language so as to make the language better comport to USPTO practice. No new matter has been added.

Claims 2 and 3 have been cancelled and their subject matter incorporated into Claim 1.

Claim 4 has been amended to include the features of Claim 8 and to clarify some of the language so as to make the language better comport to USPTO practice. No new matter has been added.

Claims 5-11 have been amended to clarify some of the language so as to make the language better comport to USPTO practice. No new matter has been added.

New Claim 12 recoups the feature eliminated from the preamble of Claims 1-11. No new matter has been added.

New Claim 13 incorporates features from original Claims 1, 2, and 3. Claim 13 also has been written to comport with USPTO practice. No new matter has been added.

New Claim 14 incorporates features from original Claims 4 and 8. Claim 14 also has been written to comport with USPTO practice. No new matter has been added.

New Claim 15 incorporates features from original Claim 6. Claim 15 also has been written to comport with USPTO practice. No new matter has been added.

New Claim 16 incorporates features from the Specification, page 4, lines 24-36. Claim 16 also has been written to comport with USPTO practice. No new matter has been added.

New Claim 17 recoups the feature eliminated from the preamble of Claims 1-1'. No new matter has been added.

New Claim 18 incorporates features from original Claims 1, 2, 3, 4 and 8. Claim 18 also has been written to comport with USPTO practice. No new matter has been added.

New Claim 19 incorporates features from the Specification, page 4, lines 24-36. Claim 19 also has been written to comport with USPTO practice. No new matter has been added.

New Claim 20 recoups the feature eliminated from the preamble of Claims 1-1'. No new matter has been added.

### 3. Claim Rejections Under 35 USC 102

Claims 1-5 and 9 have been rejected under 35 USC 102 as being anticipated by Ezman '502. Claims 1, 6, 7, 10, and 11 have been rejected under 35 USC 102 as being anticipated by Moose '615. Applicant requests reconsideration of these grounds for rejection.

In order to properly anticipate Applicant's invention, as claimed, under 35 USC §102, each and every element of the claim in issue must be found, "either expressly or inherently described, in a single prior art reference." *Orthokinetics, Inc. v. Safety Travel Chairs, Inc.*, 1 USPQ2d 1081 (Fed. Cir. 1986); see also *Verdegall Bros. v. Union Oil Co. of California*, 814 F.2d 628, 631, 2 USPQ2d 1051, 1053 (Fed. Cir. 1987). The absence of one element in the claim in issue from the cited prior reference negates anticipation. See *Atlas Powder Co. v. E.I. du Pont de Nemours & Co.*, 224 USPQ2d 409 (Fed. Cir. 1984). Anticipation was intended to apply in this limited situation in which one prior art reference incorporates *all* of the elements of a claim in a subsequent invention because the nonobvious standard was intended to cover broader obvious leaps from a reference

to a claim or from combined references to a claim. See *Titanium Metals Corp. v. Brenner*, 227 USPQ 773 (Fed. Cir. 1985). Ezman '502 does not disclose each and every element of Claims 1-5 and 9 and Moose '615 does not disclose each and every element of Claims 1, 6, 7, 10, and 11.

Claim 1 is not anticipated by Ezman '502, which shows a rigid bracket 7, on or in which the castor unit (roller housing) 10 is adjustably anchored. The mobility of the Ezman '502 castor unit is limited to an up-and-down movement by means of an adjustable screw 18. As can be seen in FIG. 3 of Ezman '502, the individual castor is mounted on transverse webs (not labeled with a reference number) of the essentially J-shaped housing 10, specifically by means of a transverse axle. The anchoring members for securing the castor from lifting off of the runner is not shown in Ezman '502 as a separate element, but rather as part of the castor unit or rigid bracket 7. Hook-shaped elements 27 – 32 are disposed directly at the bottom side of the housing as a part of the housing. As can be seen in FIG. 1 of Ezman '502, these hook-shaped elements enter into separate channels 23 of the tracks 21. These channels 23 are formed next to the path for the castor.

In contrast to the present invention, the Ezman '502 castor unit is not provided with a separate securing element that is attached to the castor unit along the same axis as, but independent of, the castor. The application of the embodiment of Ezman '502 to the present invention would mean that the hook elements would be attached to the supporting limbs 22 of the castor carrier 21 of the present invention (FIG. 5 and FIG. 6 of the present application). For the reasons described above, this solution is disadvantageous when compared to the chosen embodiment pursuant to Claim 1 of the present application, which comprises a separate securing member 28.

As Claims 2 and 3 have been incorporated into Claim 1, Moose '615 does not disclose each and every element of Claims 1, 6, 7, 10, and 11. Further, Moose '615 discloses the same general castor construction as Ezman '502. Moose '615 also differs from the present invention in that Moose '615 attaches two roller wheels 14a, 14b to a common castor carrier unit, namely carriage plates 16a, 16b. The roller wheels are seated between these two support plates on journal pins 17a, 17b, which act as axles,

and which connect the two carriage plates 16a, 16b to each other. This is in contrast to the claimed structure of the present invention.

Accordingly, Ezman '502 cannot anticipate Claims 1-5 and 9 of the present patent application because Ezman '502 does not disclose every element of Applicant's invention as claimed. Further, Moose '615 cannot anticipate Claims 1, 6, 7, 10, and 11 of the present patent application because Moose '615 does not disclose every element of Applicant's invention as claimed. Applicant requests that the examiner reconsider and withdraw these rejections.

#### **4. Claim Rejections Under 35 USC 103**

Claim 8 has been rejected under 35 USC 103 as being anticipated by Ezman '502. Applicant requests reconsideration of this ground for rejection.

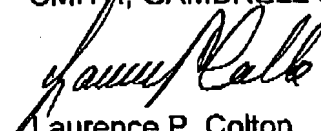
Claim 8 depends from a claim Applicant submits is allowable. Accordingly, Applicant submits that the cited art does not obviate Claim 8. Applicant requests that the examiner reconsider and withdraw this rejection.

**CONCLUSION**

Applicant submits that the patent application is in proper condition for allowance, and respectfully requests such action.

If the Commissioner or the Examiner has any questions that can be resolved over the telephone, please contact the patent attorney of record and the new contact information below.

Respectfully submitted,  
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